

11-06-02

RCE 1100

RECEIVED  
SEP 10 2002  
TECH CENTER 1600 2900

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
Commissioner for Patents  
Box RCE  
Washington, DC 20231

Application Number	09/812,133
Filing Date	3/15/01
First Named Inventor	AKI
Art Unit	1646
Examiner Name	CHERRY, ST
Attorney Docket Number	17000001

PTO  
SEP 04 2002  
PATENT & TRADEMARK OFFICE

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

## 1. Submission required under 37 CFR 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered)
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 01-0835
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	STEPHEN DUNOVAN	Registration No. (Attorney/Agent)	53,433
Signature	<i>Stephen Dunovan</i>	Date	

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	SUSAN BARAKAT-MAHMOUD
Signature	<i>Susan Barakat-Mahmoud</i>
Date	SEP 6 2002



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Docket 2006CON1

TECH CENTER 1600 2900

SEP 10 2002

RECEIVED

Applicants: AOKI et al.

Serial Number: 09/812,113

Filed: March 15, 2001

For: METHODS FOR TREATING NEUROMUSCULAR  
DISORDERS WITH BOTULINUM TOXIN  
TYPES A AND B

) O. Chernyshev

) Art Unit 1646

) Irvine, California

**TRANSMITTAL LETTER**

BOX RCE

Assistant Commissioner of Patents  
Washington, D.C. 20231

Dear Sir:

Please find enclosed with regard to the above-identified pending U.S. patent application: (1) a one page Request for Continued Examination; (2) a 10 page response to the May 17, 2002 Office Action in the above-identified patent application; (3) a return post card, and; (4) this 2 page Transmittal Letter.

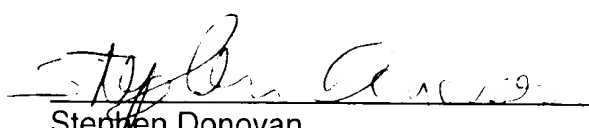
Applicants respectfully petition for a one month extension of time to respond to the May 17, 2002 office action and request that the extension of time fee be charged to deposit account 01-0885.

The Commissioner is hereby authorized to charge any fees required or necessary for the filing, processing or entering of this paper or any of the enclosed papers, and to credit any overpayment, to deposit account 01-0885.

Respectfully Submitted,

Date: September 4, 2002

Allergan, Inc. T2 7H  
2525 Dupont Drive  
Irvine, CA 92612  
Telephone: 714 246 4026

  
Stephen Donovan  
Registration Number 33,433

Fax: 714 246 4249


**CERTIFICATE OF EXPRESS MAILING UNDER 37 C.F.R. §1.10**

I hereby certify that this Transmittal Letter, the response to the Office Action and the documents referred to as enclosed herein are being deposited with the United States Postal Service on September 4, 2002 in an envelope as "Express Mail Post Office To Addressee" mailing label number EL897834545US with sufficient postage for Express Mail addressed to Assistant Commissioner for Patents, Washington, D.C., 20231.

**Date:** September 4, 2002

Susan Bartholomew

Name of Person mailing paper



Signature of person mailing paper